

No. 66

MICHIGAN SENATE

DAILY CALENDAR

TUESDAY, SEPTEMBER 13, 2011
10:00 a.m.

MESSAGES FROM THE HOUSE

1

SB 493 Sen. Meekhof
Labor; collective bargaining; the decision to consolidate services with other public employers; exempt from collective bargaining requirements.
Amends sec. 15 of 1947 PA 336 (MCL 423.215).
I.E. House, June 30, 2011.
Returned from House with House substitute (H-4), Thursday, September 8; laid over under the rules.
Committee recommended I.E.

THIRD READING OF BILLS

2

HB 4310 Rep. Denby
Local government; intergovernmental affairs; intergovernmental transfers of metropolitan transportation employees; revise contents of contracts.
Amends sec. 13 of 1967 PA 204 (MCL 124.413).
I.E. House, March 24, 2011.
Reported by Committee on Reforms, Restructuring and Reinventing.
Committee recommended I.E.

3

SB 162 Sen. Pappageorge
Vehicles; registration plates; specialty plate for Michigan humane society; create.
Amends sec. 811e of 1949 PA 300 (MCL 257.811e) & adds sec. 811r.
Reported by Committee on Transportation.
Committee recommended I.E.

4

HB 4316 Rep. Huuki
Vehicles; equipment; requirement for brakes; exempt log slasher units.
Amends sec. 705 of 1949 PA 300 (MCL 257.705).
I.E. House, June 7, 2011.
Reported by Committee on Transportation.
Committee recommended I.E.

5

SB 502 Sen. Nofs
Liquor; licenses; license to serve alcohol at certain community colleges and universities; allow.
Amends 1998 PA 58 (MCL 436.1101 - 436.2303) by adding sec. 513a.
Reported by Committee on Regulatory Reform.
Senate substitute (S-1).
Committee recommended I.E.

THIRD READING OF BILLS

6

SB 535 Sen. Schuitmaker
Crime victims; rights; removal of certain definitions from crime victims services statute in the code of criminal procedure; amend to reflect.
Amends sec. 1j, ch. IX of 1927 PA 175 (MCL 769.1j).
Reported by Committee on Judiciary.
Committee recommended I.E.

7

SB 536 Sen. Schuitmaker
Crime victims; rights; victim assessments; extend to all crimes.
Amends secs. 1 & 5 of 1989 PA 196 (MCL 780.901 & 780.905).
Reported by Committee on Judiciary.
Senate substitute (S-1).
Committee recommended I.E.

8

SB 537 Sen. Schuitmaker
Crime victims; rights; juvenile offender assessments; extend to all misdemeanors.
Amends secs. 18 & 18m, ch. XIIA of 1939 PA 288 (MCL 712A.18 & 712A.18m).
Reported by Committee on Judiciary.
Committee recommended I.E.

9

SB 538 Sen. Schuitmaker
Crime victims; rights; removal of certain definitions from crime victims services statute in the revised judicature act of 1961; amend to reflect.
Amends sec. 8381 of 1961 PA 236 (MCL 600.8381).
Reported by Committee on Judiciary.
Committee recommended I.E.

GENERAL ORDERS

10

SB 29 Sen. Hansen
Crimes; weapons; sale, possession, and use of device that uses electro-muscular technology; amend Michigan penal code to allow under certain circumstances.
Amends sec. 224a of 1931 PA 328 (MCL 750.224a).
Reported by Committee on Judiciary.
Senate substitute (S-2).
Committee recommended I.E.

GENERAL ORDERS

11

SB 30 Sen. Jones

Weapons; licensing; sale, possession, and use of device that uses electro-muscular disruption technology; amend firearms act to allow under certain circumstances.

Amends title & secs. 5f, 5k & 5o of 1927 PA 372 (MCL 28.425f et seq.).

Reported by Committee on Judiciary.
Senate substitute (S-1).
Committee recommended I.E.

12

SB 93 Sen. Hansen

Criminal procedure; sentencing guidelines; sentencing guidelines for carrying concealed pistol in prohibited place; revise to include reference to electro-muscular disruption devices.

Amends secs. 11b & 16m, ch. XVII of 1927 PA 175 (MCL 777.11b & 777.16m).

Reported by Committee on Judiciary.
Senate substitute (S-1).
Committee recommended I.E.

13

SB 25 Sen. Jones

Health; death; final disposition of fetal remains; define, and clarify authorization requirements.

Amends secs. 2803, 2804 & 2834 of 1978 PA 368 (MCL 333.2803 et seq.).

Reported by Committee on Judiciary.
Senate substitute (S-1).
Committee recommended I.E.

14

SB 54 Sen. Jones

Health; death; final disposition of fetal remains; clarify authorization requirements and provide penalties for non-compliance.

Amends secs. 2848 & 13807 of 1978 PA 368 (MCL 333.2848 & 333.13807) & adds secs. 2836 & 2854.

Reported by Committee on Judiciary.
Senate substitute (S-1).
Committee recommended I.E.

15

SB 55 Sen. Jones

Criminal procedure; sentencing guidelines; sentencing guidelines for violation of requirements for final disposition of fetal remains; establish.

Amends sec. 13k, ch. XVII of 1927 PA 175 (MCL 777.13k).

Reported by Committee on Judiciary.
Senate substitute (S-1).
Committee recommended I.E.

16

SB 160 Sen. Meekhof

Health; abortion; partial-birth abortions; prohibit.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 90h.

Reported by Committee on Judiciary.
Committee recommended I.E.

GENERAL ORDERS

17

SB 161 Sen. Hansen

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of performing partial-birth abortion; enact.

Amends sec. 16d, ch. XVII of 1927 PA 175 (MCL 777.16d).

Reported by Committee on Judiciary.
Committee recommended I.E.

18

SB 126 Sen. Robertson

Use tax; collections; use tax on difference between trade-in and purchase price for motor vehicles and titled watercraft; provide for.

Amends sec. 2 of 1937 PA 94 (MCL 205.92).

Reported by Committee on Finance.
Committee recommended I.E.

19

SB 127 Sen. Robertson

Sales tax; collections; sales tax on difference between trade-in and purchase price for motor vehicles and titled watercraft; provide for.

Amends sec. 1 of 1933 PA 167 (MCL 205.51).

Reported by Committee on Finance.
Committee recommended I.E.

20

SB 17 Sen. Jones

Health; pharmaceuticals; formation of medicinal marijuana clubs or operation of medical marijuana bars; prohibit.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 7421.

Reported by Committee on Health Policy.
Senate substitute (S-1).
Committee recommended I.E.

21

SJR E Sen. Hildenbrand

Legislature; other; budget process; require legislature to present all general appropriation bills to the governor by July 1 and require forfeiture of legislators' salaries for failure to present those bills by that date.

Amends sec. 31, art. IV & adds sec. 55 to art. IV of the state constitution.

Reported by Committee on Reforms, Restructuring and Reinventing.
Senate substitute (S-1).

22

SB 137 Sen. Jones

Education; discipline; policy prohibiting harassment and bullying at school; require.

Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1310b.

Reported by Committee on Judiciary.
Senate substitute (S-1).
Committee recommended I.E.

GENERAL ORDERS

23

HB 4445 Rep. Moss

Appropriations; supplemental; school aid supplemental; provide for fiscal year 2010-2011.

Amends secs. 11, 11m, 22a, 22b, 51a, 51c & 74 of 1979 PA 94 (MCL 388.1611 et seq.).

I.E. House, April 13, 2011.

Reported by Committee on Appropriations.

Committee recommended I.E.

24

SB 244 Sen. Jones

Criminal procedure; expunction; expand record expunction for certain offenders; provide for under certain circumstances.

Amends secs. 1, 3 & 4 of 1965 PA 213 (MCL 780.621 et seq.).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

25

SB 234 Sen. Jones

Health; occupations; conviction of first, second, or third degree criminal sexual conduct; revise sanction disciplinary subcommittee must impose and include permanent revocation.

Amends sec. 16226 of 1978 PA 368 (MCL 333.16226).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

26

SB 236 Sen. Jones

Health; occupations; conviction of first, second, or third degree criminal sexual conduct; allow permanent revocation of license or registration.

Amends sec. 16245 of 1978 PA 368 (MCL 333.16245).

Reported by Committee on Judiciary.

Committee recommended I.E.

27

SB 258 Sen. Jones

Liquor; drinking age; certain minors presenting themselves for treatment; exempt from underage drinking violation under certain circumstances.

Amends sec. 703 of 1998 PA 58 (MCL 436.1703).

Reported by Committee on Judiciary.

Committee recommended I.E.

28

SB 27 Sen. Hansen

Agriculture; animals; transfer of regulatory responsibility from department of natural resources and environment to department of agriculture; provide for.

Amends secs. 2, 3, 4, 6, 7 & 10 of 2000 PA 190 (MCL 287.952 et seq.).

Reported by Committee on Agriculture.

Senate substitute (S-1).

Committee recommended I.E.

GENERAL ORDERS

29

HB 4013 Rep. LeBlanc

Law enforcement; other; possession and operation of electrical devices designed to temporarily incapacitate persons; allow for reserve peace officers, auxiliary officers, and reserve officers.

Amends sec. 224a of 1931 PA 328 (MCL 750.224a).

I.E. House, March 24, 2011.

House substitute (H-1).

Reported by Committee on Judiciary.

Committee recommended I.E.

30

SB 187 Sen. Boohar

Vehicles; fund-raising registration plates; specialty plate for ducks unlimited; provide for.

Amends sec. 811e of 1949 PA 300 (MCL 257.811e) & adds sec. 811r.

Reported by Committee on Transportation.

Senate substitute (S-2).

Committee recommended I.E.

31

SB 389 Sen. Anderson

Vehicles; registration plates; specialty plate for the Michigan breast and cervical cancer control program; provide for.

Amends sec. 811e of 1949 PA 300 (MCL 257.811e) & adds sec. 811r.

Reported by Committee on Transportation.

Committee recommended I.E.

32

SB 26 Sen. Jones

Retirement; legislative; retirement health care benefits for legislators; eliminate.

Amends secs. 50b, 75 & 79 of 1957 PA 261 (MCL 38.1050b et seq.) & adds sec. 79a.

Reported by Committee on Reforms, Restructuring and Reinventing.

Senate substitute (S-1).

Committee recommended I.E.

33

SB 133 Sen. Rocca

Income tax; checkoff; money received from certain income tax checkoff to be used for training purposes only; require.

Amends sec. 13 of 1966 PA 291 (MCL 29.373).

Reported by Committee on Finance.

Committee recommended I.E.

34

SB 134 Sen. Rocca

Income tax; checkoff; donation to the Michigan firefighter training council; provide for check-off option.

Amends sec. 435 of 1967 PA 281 (MCL 206.435).

Reported by Committee on Finance.

Committee recommended I.E.

GENERAL ORDERS

35

HB 4411 Rep. Haines

Health; occupations; conviction of first, second, or third degree criminal sexual conduct; allow permanent revocation of license or registration.

Amends sec. 16245 of 1978 PA 368 (MCL 333.16245).

I.E. House, May 17, 2011.

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

36

HB 4412 Rep. Huuki

Health; occupations; conviction of first, second, or third degree criminal sexual conduct; revise sanction disciplinary subcommittee must impose and include permanent revocation.

Amends sec. 16226 of 1978 PA 368 (MCL 333.16226).

I.E. House, May 17, 2011.

House substitute (H-1).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

37

SB 10 Sen. Jansen

Elections; other; reference to municipal partnership act; provide for in the Michigan election law.

Amends 1954 PA 116 (MCL 168.1 - 168.992) by adding sec. 976a.

Reported by Committee on Reforms, Restructuring and Reinventing.

Committee recommended I.E.

38

SB 376 Sen. Kowall

Economic development; plant rehabilitation; definition of industrial property; expand.

Amends sec. 2 of 1974 PA 198 (MCL 207.552).

Reported by Committee on Economic Development.

Senate substitute (S-1).

Committee recommended I.E.

39

SB 397 Sen. Jones

Labor; arbitration; procedures for arbitration of police and fire labor disputes; revise.

Amends secs. 2, 3, 5, 6, 8, 9 & 10 of 1969 PA 312 (MCL 423.232 et seq.).

Reported by Committee on Government Operations.

Committee recommended I.E.

40

SB 320 Sen. Jones

Children; protection; ex parte emergency removal order allowing the department of human services to take protective custody of a child; allow.

Amends secs. 10, 13a & 14, ch. XIIIA of 1939 PA 288 (MCL 712A.10 et seq.) & adds secs. 14a & 14b to ch. XIIIA.

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

GENERAL ORDERS

41

SB 351 Sen. Proos

Sales tax; distribution; percentage of sales tax collected to be earmarked to transportation funding; establish.

Amends sec. 25 of 1933 PA 167 (MCL 205.75).

Reported by Committee on Transportation.

Senate substitute (S-1).

Committee recommended I.E.

42

SB 208 Sen. Hune

Agriculture; animals; cap on indemnification for disease eradication; eliminate.

Amends sec. 14 of 1988 PA 466 (MCL 287.714).

Reported by Committee on Agriculture.

Senate substitute (S-1).

Committee recommended I.E.

43

SB 307 Sen. Hune

Criminal procedure; sentencing guidelines; sentencing guidelines for sporting swine marketing act violations; enact.

Amends sec. 12m, ch. XVII of 1927 PA 175 (MCL 777.12m).

Reported by Committee on Agriculture.

Senate substitute (S-1).

Committee recommended I.E.

44

SB 308 Sen. Hune

Agriculture; animals; ability of registrant under privately owned cervidae producers marketing act to operate sporting swine estate; provide for.

Amends sec. 5 of 2000 PA 190 (MCL 287.955).

Reported by Committee on Agriculture.

Senate substitute (S-1).

Committee recommended I.E.

45

SB 309 Sen. Hune

Agriculture; animals; certain sporting swine; exclude from regulation as game.

Amends secs. 40103 & 41102 of 1994 PA 451 (MCL 324.40103 & 324.41102).

Reported by Committee on Agriculture.

Senate substitute (S-1).

Committee recommended I.E.

46

SB 310 Sen. Hune

Agriculture; animals; sporting swine livestock operations; regulate.

Creates new act.

Reported by Committee on Agriculture.

Senate substitute (S-1).

Committee recommended I.E.

GENERAL ORDERS

47

SB 377 Sen. Booher

Health; medical marihuana; registry information; make available to law enforcement officers upon issuance of a medical marihuana card.

Amends sec. 6 of IL 1 of 2008 (MCL 333.26426).

Reported by Committee on Judiciary.

Senate substitute (S-2).

Committee recommended I.E.

48

SB 418 Sen. Jones

Health; medical marihuana; permissible causes of action under the medical marihuana law; clarify.

Amends sec. 7 of 2008 IL 1 (MCL 333.26427).

Reported by Committee on Judiciary.

Committee recommended I.E.

49

HB 4360 Rep. Haines

Transportation; school vehicles; diabetic testing waiver for new school bus drivers; provide for.

Amends sec. 5 of 1963 PA 181 (MCL 480.15).

I.E. House, May 17, 2011.

Reported by Committee on Transportation.

Committee recommended I.E.

50

SB 504 Sen. Jones

Health; medical marihuana; dispensing medical marihuana within 1,000 feet of a church or school; prohibit.

Amends sec. 4 of 2008 IL 1 (MCL 333.26424).

Reported by Committee on Judiciary.

Committee recommended I.E.

51

SB 505 Sen. Jones

Health; medical marihuana; qualification for designation as primary caregiver; establish.

Amends sec. 6 of 2008 IL 1 (MCL 333.26426).

Reported by Committee on Judiciary.

Committee recommended I.E.

52

HB 4563 Rep. Nesbitt

State; escheats; business-to-business exemption; provide for.

Amends 1995 PA 29 (MCL 567.221 - 567.265) by adding sec. 37a.

I.E. House, June 8, 2011.

House substitute (H-1).

Reported by Committee on Economic Development.

Senate substitute (S-1).

Committee recommended I.E.

53

SB 363 Sen. Bieda

Human services; other; uses for bridge card; clarify.

Amends 1939 PA 280 (MCL 400.1 - 400.119b) by adding secs. 14k & 14l.

Reported by Committee on Families, Seniors and Human Services.

Senate substitute (S-1).

Committee recommended I.E.

GENERAL ORDERS

54

SB 210 Sen. Hune

Animals; other; facilities accredited by the zoological association of America; exempt from large carnivore act.

Amends sec. 22 of 2000 PA 274 (MCL 287.1122).

Reported by Committee on Agriculture.

Senate substitute (S-1).

Committee recommended I.E.

55

HB 4553 Rep. MacMaster

Occupations; landscape architects; requirement for continuing education for renewal of license; establish.

Amends secs. 2203 & 2205 of 1980 PA 299 (MCL 339.2203 & 339.2205).

I.E. House, June 14, 2011.

Reported by Committee on Regulatory Reform.

Committee recommended I.E.

56

HB 4061 Rep. Geiss

Liquor; licenses; provision relating to consumption of alcohol products on licensed premises produced by home brewers; modify to allow the premises of microbrewers or brewpubs under certain circumstances.

Amends sec. 1027 of 1998 PA 58 (MCL 436.2027).

I.E. House, June 23, 2011.

House substitute (H-2).

Reported by Committee on Regulatory Reform.

Committee recommended I.E.

57

SB 525 Sen. Hansen

Weapons; licensing; licensing renewal procedure; modify.

Amends sec. 5l of 1927 PA 372 (MCL 28.425l).

Reported by Committee on Judiciary.

Committee recommended I.E.

58

HB 4349 Rep. Heise

Criminal procedure; forfeiture; use of state forfeiture funds; expand to include use for any law enforcement purpose.

Amends sec. 7524 of 1978 PA 368 (MCL 333.7524).

I.E. House, June 30, 2011.

House substitute (H-2).

Reported by Committee on Judiciary.

Committee recommended I.E.

59

SB 557 Sen. Bieda

Family law; paternity; revocation of paternity act; enact. Creates new act.

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

60

SB 558 Sen. Bieda

Family law; paternity; acknowledgment of parentage; allow to be set aside under revocation of paternity act.

Amends sec. 7 of 1996 PA 305 (MCL 722.1007) & repeals sec. 11 of 1996 PA 305 (MCL 722.1011).

Reported by Committee on Judiciary.

Committee recommended I.E.

GENERAL ORDERS

61

SB 559 Sen. Jones

Family law; paternity; order of filiation; allow to be set aside under revocation of paternity act.

Amends sec. 10 of 1956 PA 205 (MCL 722.720).

Reported by Committee on Judiciary.

Committee recommended I.E.

62

SB 560 Sen. Jones

Family law; paternity; determination of parentage for intestate succession; provide for determination under revocation of paternity act.

Amends sec. 2114 of 1998 PA 386 (MCL 700.2114).

Reported by Committee on Judiciary.

Committee recommended I.E.

63

HB 4703 Rep. Scott

Corrections; parole; notification to prosecuting attorney of a prisoner's parole; revise requirements for.

Amends sec. 36 of 1953 PA 232 (MCL 791.236).

I.E. House, June 21, 2011.

Reported by Committee on Judiciary.

Committee recommended I.E.

RESOLUTIONS

64

SR 34 Sen. Jones

A resolution to memorialize the United States Congress to take immediate steps to provide funding to the Drug Enforcement Agency for the cleanup of clandestine methamphetamine laboratories seized by state and local law enforcement.

Reported by Committee on Judiciary.

For text of resolution, see Senate Journal No. 30, page 446.

Adoption pending.

65

SR 67 Sen. Marleau

A resolution to urge the Secretary of the United States Department of Health and Human Services to continue the Perinatology Research Branch facility in Detroit.

Reported by Committee on Health Policy.

For text of resolution, see Senate Journal No. 58, page 1656.

Adoption pending.

COMMITTEE REPORTS

66

SB 473 Sen. Pavlov

Environmental protection; landfills; secondary liner and leachate collection system; eliminate requirement of for research development and demonstration projects.

Amends secs. 11511 & 11511b of 1994 PA 451 (MCL 324.11511 & 324.11511b).

Reported by Committee on Natural Resources, Environment and Great Lakes.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

SCHEDULED MEETINGS

Administrative Rules - Thursday, September 15, 9:00 a.m., Room 426, Capitol Building (373-5773)

Appropriations -

Subcommittees -

Agriculture and Rural Development and Department of Natural Resources - Tuesday, September 13, 3:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-2768) (CANCELED)

K-12, School Aid, Education and House School Aid Appropriations Subcommittee - Thursday, September 15, 8:00 a.m., Room 519, South Tower, House Office Building; and Tuesday, September 20, 8:00 a.m., House Appropriations Room, 3rd Floor, Capitol Building (373-2768)

Education - Wednesday, September 14, 12:00 noon, Senate Hearing Room, Ground Floor, Boji Tower (373-5314)

Energy and Technology - Tuesday, September 13, 1:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-5307)

Judiciary - Tuesday, September 13, 2:30 p.m., Room 110, Farnum Building (373-5323)